

Docket No. TAMAR-P2630

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Ronald Lesser

Serial No.: 09/157,998

Art Unit: 2765

Filed: September 22, 1998

Examiner: Jeanty, Romain

For: A SOFTWARE DEVICE TO FACILITATE CREATION OF
MEDICAL RECORDS, MEDICAL LETTER, & MEDICAL
INFORMATION FOR BILLING PURPOSES

FAX RECEIVED

Assistant Commissioner for Patents
Washington, D.C. 20231

JUL 22 2002

STATUS COMMUNICATION

GROUP 3600

Sir:

This is to confirm the undersigned Applicant's attorney's understanding
that the Office Action dated May 21, 2002 is a non-final Office Action.

Among other things, the undersigned Applicant's attorney's assistant,
Maria Nadal, discussed this issue on the telephone this morning with both Supervisor
Tariq Hafiz and Examiner Jeanty. Examiner Jeanty confirmed that the Office Action
dated May 21, 2002 is a non-final Office Action, and indicated that he will fax to the
undersigned Applicant's attorney an Examiner's Interview Summary confirming same.

In connection with both this inquiry and the non-final status of the Office
Action, Applicant notes that page 1 of the May 21, 2002 Office Action indicates that the

Certificate of Facsimile Transmission

I hereby certify that this correspondence is being
transmitted via Facsimile to 703-746-7239 to the
Assistant Commissioner for Patents, Washington,
D.C. 20231, on this date of 7/22/02.

J. Mark Holland July 22, 2002
J. Mark Holland, Reg. No. 32,416 DATE

Docket No. TAMAR-P2630 Serial N . 09/157,998

action is "FINAL" but that paragraph 1 of page 2 states that "[t]he following is a Non-final Office Action." Similarly further indicating that the Office Action should be non-final, the Examiner's comments in the Examiner's Interview Summary faxed to Applicant's counsel on February 6, 2002 show that Claim 69 was "inadvertently left out in the last office action [and that] ... any future office action dealing with Claim 69 will be non-final." Because it appears that the May 21, 2002 Office Action does deal with Claim 69 (which depends from Claim 68, and, among other things, the May 21, 2002 Office Action states that "dependent claims would be allowable if overcome [sic] the 112 second rejection," Applicant respectfully requests confirmation that the May 21, 2002 Office Action is/was non-final.

Applicant looks forward to receiving Examiner Jcanty's confirming correspondence in due course.

Respectfully submitted,

Date:

7/22/02

J. Mark Holland
J. Mark Holland
Reg. No. 32,416
J. Mark Holland & Associates,
a Professional Law Corporation
3 Civic Plaza, Suite 210
Newport Beach, California 92660
Telephone: 949-718-6750
PTO Customer Number 21,259

JMh:men

Z:\WINWORD\TAMAR\P2630\2630COMM.DOC

FAX RECEIVED

JUL 22 2002

GROUP 3600